



DAC #1A / #15

PATENT
02581-P0316A WWW/SBS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	Hartmut Boche
Serial No. 09/625,792	Filing Date: July 26, 2000
Title of Application:	Medical Instrument With A Non-Contact Readable Data Carrier
Confirmation No. 8313	Art Unit: 3764
Examiner	Fenn C. Mathew

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APR 16 2004

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

OFFICE OF PETITIONS

**Petition to Revive Patent Application for
Unintentional Delay Under (37 CFR 1.137(b))**

Dear Sir:

The above-identified application became abandoned for failure to file a timely and proper response to the Office Action mailed on July 29, 2003, which set a three month period for response. The abandonment date of this application was January 29, 2004. Applicants first discovered that the application had gone abandoned on March 25, 2004 upon receipt of an Advisory Action dated March 23, 2004.

Applicant Hereby Petitions for Revival of This Application

1. **Petition Fee.** Enclosed is a check for the petition fee of \$1,300.00. If there is any fee deficiency, please charge Account No. 19-4516.

Mailing Certificate: I hereby certify that this correspondence is today being deposited with the U.S. Postal Service as *First Class Mail* in an envelope addressed to: Mail Stop Petition; Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450.

April 12, 2004

Charlotte E. Hanulik
Charlotte E. Hanulik

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2. **Proposed Response.** A Request for Continued Examination is enclosed herewith.

3. **Verified Statement.** Because this petition pursuant to 37 CFR 1.137(b) was filed (A) within 3 months of the date the applicant was first notified that the application was abandoned, and (B) within one (1) year of the date of abandonment of the application, detailed information as to the cause of the delay is not being provided pursuant to MPEP 711.03(c)(III)(D). Should the Commissioner require such detailed information, such will be provided.

(a) The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,



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